

**From:** Steve Kahn (PantherDI) <skahn@pantherdi.com>  
**Sent:** Tuesday, September 29, 2015 11:29 AM  
**To:** Davis, Gregory; Llamozas, Emilio  
**Cc:** Ben-Khaled, Monia; Steve Kahn (PantherDI)  
**Subject:** RE: Steve Kahn - NEEDS ACCESS - CGP NOIs

Thank you for your advice and information. We will submit NOT for Pow Wow.

**Panther Development Investments**

Steven H. Kahn | VP Global Development  
6401 Congress Avenue, Ste 250  
Boca Raton, FL 33487

Telephone - 561.314.1601  
Cellular - 561.929.0834  
Fax – 561.423.8484  
[skahn@pantherdi.com](mailto:skahn@pantherdi.com)

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**From:** Davis, Gregory [<mailto:Davis.Gregory@epa.gov>]  
**Sent:** Tuesday, September 29, 2015 1:24 PM  
**To:** Steve Kahn (PantherDI); Llamozas, Emilio  
**Cc:** Ben-Khaled, Monia  
**Subject:** RE: Steve Kahn - NEEDS ACCESS - CGP NOIs

Hi Steve.

Consider this Email as an approval to submit a paper NOI for your Notice of Termination. Unfortunately, I don't have access to the system to accept applications, so all permit applications for construction stormwater are submitted to the NOI processing center in Washington, DC.

Also know that you can contact the electronic NOI processing center at 866-352-7755 and they can walk you through getting the appropriate access online to terminate those permits for which you did not originally apply. Even though there might be some extra work with the electronic system, I do think it's better to do all the modifications online, so that you can get instantaneous feedback as to the status of your applications/terminations.

If you do end up submitting a paper NOI, you can send it to the address listed in Appendix J of the permit, which follows here:

## Submitting Your Form

Submit your NOI form by mail to one of the following addresses:

**For Regular U.S. Mail Delivery:** Stormwater Notice Processing Center Mail Code 4203M U.S. EPA 1200 Pennsylvania Avenue, NW Washington, DC 20460

**For Overnight/Express Mail Delivery:** Stormwater Notice Processing Center EPA East Building - Room 7420 U.S. EPA 1201 Constitution Avenue, NW Washington, DC 20004

Thanks,  
Greg

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Greg Davis  
USEPA, Region 8  
Mailcode: 8P-W-WW  
1595 Wynkoop Street  
Denver, CO 80202-1129

303.312.6314

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**From:** Steve Kahn (PantherDI) [<mailto:skahn@pantherdi.com>]  
**Sent:** Tuesday, September 29, 2015 6:48 AM  
**To:** Llamozas, Emilio  
**Cc:** Davis, Gregory; Ben-Khaled, Monia; Steve Kahn (PantherDI)  
**Subject:** RE: Steve Kahn - NEEDS ACCESS - CGP NOIs  
**Importance:** High

Thank You Emilio for your information. The Pow Wow construction ended in July 2015. The entire area affected by this development received 100% SOD and has rooted into the earth. Thus we have met the 70% stabilization and seek a NOT. We would like to have this project closed out, do we have permission from Greg Davis to submit hard copy?

White Oak and Black Eagle projects, we will continue to stabilize and monitor areas remaining under 70% vegetative growth and will seek NOT in the coming month.

Thank You.

### **Panther Development Investments**

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**From:** Llamozas, Emilio [<mailto:Llamozas.Emilio@epa.gov>]  
**Sent:** Monday, September 28, 2015 4:18 PM  
**To:** Steve Kahn (PantherDI)  
**Cc:** Davis, Gregory; Ben-Khaled, Monia  
**Subject:** RE: Steve Kahn - NEEDS ACCESS - CGP NOIs

Hi Steve,

Thanks for submitting your question about submitting an NOT for your projects in Mandaree, North Dakota.

From the photos you submitted it appears that the sites are in the initial stages of stabilization. In order for you to submit a NOT the site needs to meet final stabilization. You must provide established uniform vegetation (e.g., evenly distributed without large bare areas), which provides 70 percent or more of the density of coverage that was provided by vegetation prior to commencing earth-disturbing activities.

For stabilized areas, you may reduce the frequency of inspections to once per month in any area of your site where the stabilization steps in Parts 2.2.1.2a and 2.2.1.2b have been completed. If construction activity resumes in this portion of the site at a later date, the inspection frequency immediately increases to that required in Parts 4.1.2 or 4.1.3, if applicable. You must document the beginning and ending dates of this period in your records.

Another option for submitting a NOT is if you have transferred control of all areas of the site for which you are responsible under this permit to another operator, and that operator has submitted an NOI and obtained coverage under this permit.

Once you meet one of the two requirements above, you can contact Greg Davis (I am cc' him in this email) to request permission to submit the NOT form via hard copy.

Greg's number is 303-312-6314. His email is: [davis.gregory@epa.gov](mailto:davis.gregory@epa.gov)

The form can be found in Appendix K of the following document:

[http://water.epa.gov/polwaste/npdes/stormwater/upload/cgp2012\\_finalpermit.pdf](http://water.epa.gov/polwaste/npdes/stormwater/upload/cgp2012_finalpermit.pdf)

Please feel free to call me if you have any questions.

Thanks,

Emilio Llamozas  
(303) 312-6407 phone  
(303) 312-7202 fax

To report an environmental violation, please visit EPA's website at  
<http://www.epa.gov/compliance/complaints/index.html>

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**From:** Steve Kahn (PantherDI) [<mailto:skahn@pantherdi.com>]  
**Sent:** Monday, September 28, 2015 8:22 AM  
**To:** Llamozas, Emilio  
**Cc:** Steve Kahn (PantherDI)  
**Subject:** RE: Steve Kahn - NEEDS ACCESS - CGP NOIs

Just following up with you per our last correspondence below. Projects are stabilized per pictures sent a few weeks ago, we are seeking NOT for projects.

Please advise how we can accomplish this filing.

Thank You.

**Panther Development Investments**  
Steven H. Kahn | VP Global Development  
6401 Congress Avenue, Ste 250  
Boca Raton, FL 33487

Telephone - 561.314.1601  
Cellular - 561.929.0834  
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**From:** Llamozas, Emilio [<mailto:Llamozas.Emilio@epa.gov>]  
**Sent:** Tuesday, September 15, 2015 6:23 PM  
**To:** Steve Kahn (PantherDI)  
**Subject:** RE: Steve Kahn - NEEDS ACCESS - CGP NOIs

Hi Steve,

I am out of the office this week in ND. I will reply to you next week when I am back in the office.

Thanks,

Emilio Llamozas

(303) 312-6407 phone

(303) 312-7202 fax

To report an environmental violation, please visit EPA's website at

<http://www.epa.gov/compliance/complaints/index.html>

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**From:** Steve Kahn (PantherDI) [<mailto:skahn@pantherdi.com>]

**Sent:** Friday, September 11, 2015 6:52 AM

**To:** Llamozas, Emilio

**Cc:** Steve Kahn (PantherDI)

**Subject:** RE: Steve Kahn - NEEDS ACCESS - CGP NOIs

Emilio; I hope all is well with you.

I have attached pictures for your files regarding stabilization at White Oak and Black Eagle areas in Mandaree as requested. In addition, Panther has no current construction activities in ND.

Panther would like to submit a NOT for White Oak, Black Eagle and Pow Wow, please assist me with whom I need to talk with to complete this document as it was completed by an employee no longer working with the company.

Feel free to contact me direct, 561-929-0834.

Thank You.

**Panther Development Investments**

Steven H. Kahn | VP Global Development

6401 Congress Avenue, Ste 250

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**From:** Llamozas, Emilio [<mailto:Llamozas.Emilio@epa.gov>]  
**Sent:** Wednesday, August 19, 2015 11:20 AM  
**To:** Steve Kahn (PantherDI)  
**Subject:** FW: Steve Kahn - NEEDS ACCESS - CGP NOIs

Hi Steve,

I contacted the eNOI center and it looks like you have two options to submit your NOT (see email below). If you are going to be doing additional construction in ND I would suggest getting a eNOI account (see link below). If you are not planning on doing construction in ND, we can talk to Greg Davis our Regional eNOI contact and get approval for you to submit the NOT in paper form. Please let me know which option you prefer?

Thanks,

Emilio Llamozas  
(303) 312-6407 phone  
(303) 312-7202 fax  
To report an environmental violation, please visit EPA's website at  
<http://www.epa.gov/compliance/complaints/index.html>

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**From:** EPA NOI Processing Center [<mailto:noi@avanticorporation.com>]  
**Sent:** Wednesday, August 19, 2015 8:53 AM  
**To:** Llamozas, Emilio  
**Subject:** Steve Kahn - NEEDS ACCESS - CGP NOIs

Greetings Emilio,

Thank you for contacting the EPA NOI Processing Center. Per our phone conversation, the new responsible individual, Steve Kahn, has two options for filing his Notices of Termination (NOT) - the paper form or electronically. As I mentioned the paper NOT form would require the EPA Regional approval.

If he would like access on his CDX account to file the NOTs electronically, we would need an authorization letter on the official company letterhead of *Panther Development investments LLC* granting the EPA NOI Processing Center permission to associate the requested tracking number to his CDX account. The following information should be included in this letter:

- An authorization statement along the lines: "I grant the EPA NOI Processing Center permission to associate the permit tracking numbers to my CDX account."
- Tracking Number(s):
- CDX User ID:
- Name on CDX account:
- Email on CDX account:
- Role on CDX account (preparer/certifier):

Mr. Kahn must sign and email us a copy of the letter. Here is some guidance to pass along on using the CGP eNOI system and registering for a CDX account:

<http://water.epa.gov/polwaste/npdes/stormwater/EPAs-Electronic-Construction-General-Permit-Notice-of-Intent-eNOI-Home-Page.cfm>

Please, let me know if you or Steve have any questions.

Sincerely,

Emily Gorman  
Environmental Scientist  
EPA NOI Processing Center  
Staffed by Avanti Corporation  
1-866-352-7755  
[NOI@avanticorporation.com](mailto:NOI@avanticorporation.com)